

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

- v. -

**NOTICE OF**  
**DEFENDANT'S**  
**MOTION TO**  
**SUPPRESS**

07 Cr. 445 (JSR)

RAYMOND CHARLES ALBERT,  
Defendant.

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PLEASE TAKE NOTICE that based on the annexed affirmation by Edward V. Sapone, Esq., dated July 23, 2007, and all the documents and proceedings in this case, Edward V. Sapone, counsel for Defendant Raymond Charles Albert, respectfully moves this Honorable Court for an order:

- (1) directing that all pre-Mirandized statements made by Mr. Albert, and all fruits thereof, be suppressed; and
- (2) directing that all post-Mirandized statements made by Mr. Albert and all fruits thereof, be suppressed; or in the alternative,
- (3) permitting a hearing to be conducted to determine whether pre-warning and post-warning statements made by Mr. Albert should be suppressed; and
- (4) permitting a hearing to be conducted to determine whether Mr. Albert's presentment before a Court was unreasonable, and as such whether statements made during Mr. Albert's pre-presentment delay should be suppressed because they were involuntary as a matter of law; and
- (5) granting any additional relief this Court may deem just and proper.

Dated: New York, New York  
July 23, 2007

Respectfully submitted,

/s/

Edward V. Sapone (ES-2553)  
Law Offices of Edward V. Sapone  
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To: Clerk of the Court  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Honorable Jed S. Rakoff  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

cc: Avi Weitzman, Esq.  
Assistant United States Attorney  
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